

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/708,458 Filing Date: March 4, 2004
Applicant(s): Han-Yu Li Confirmation No.: 2457
Attorney Docket No.: CMDP0007USA Art Unit: 2617

Title: STRUCTURE OF A FOLDER-STYLE MOBILE PHONE

To: **Mail Stop 16**
Director of the U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Subject: **Request for Refund of an IDS Fee Paid by Mistake pursuant
to 37 CFR § 1.26**

Dear Sir/Madam:

A refund of **\$180** is hereby requested pursuant to 37 CFR § 1.26. The details are outlined below.

The undersigned agent filed an Information Disclosure Statement (IDS) for the above-identified application on January 19, 2006. A fee of \$180 was submitted by mistake, which was deducted on January 23, 2006, as shown in the "Attachment 1". Since the IDS was filed before the mailing of a first Office action on the merits, no fee should have been required according to 37 CFR § 1.97(b)(3).

Therefore, as this request for refund is filed within two years from the date the fee was paid, the undersigned agent hereby requests the Office to credit the fee of \$180 paid by mistake to his Deposit account No. 50,3105.

Respectfully submitted,



Date: December 19, 2006

Winston Hsu, Patent Agent No. 41,526

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Note: Please leave a message in my voice mail if you need to talk to me.
(The time in D.C. is 13 hours behind the Taiwan time,
i.e. 9 AM in D.C. = 10 PM in Taiwan.)

Attachment 1

Deposit Account Statement



United States
Patent and
Trademark Office



Deposit Account Statement

Requested Statement Month: January 2006
Deposit Account Number: 503105
Name: NORTH AMERICA INTELLECTUAL PROPERTY CORPOR.
Attention: WINSTON HSU
Address: 5F NO.389 FU-HO RD
City: TAIPEI HSIEN
State:
Zip:
Country: TAIWAN

01/20 19	10710724	NAUP0496USA4	1504	\$300.00
01/20 337	8955929	NAUP0464USA	8021	\$40.00
→ 01/23 40	10708458	CMDP0007USA	1806	\$180.00
01/23 64	11307068	LOTP0003USA	1011	\$300.00
01/23 66	11307068	LOTP0003USA	1311	\$200.00
01/23 67	11307068	LOTP0003USA	1111	\$500.00
01/23 65	11307068	LOTP0003USA	8021	\$40.00
01/23 134	29246075	ACMP0331USA	1012	\$200.00
01/23 135	29246075	ACMP0331USA	1112	\$100.00
01/23 136	29246075	ACMP0331USA	1312	\$130.00
01/23 84	11307072	MTKP0317USA	8021	\$40.00
01/23 83	11307072	MTKP0317USA	1201	\$200.00
01/23 82	11307072	MTKP0317USA	1202	\$50.00

609.01 Examiner Checklist for Information Disclosure Statements [R-5]

Examiners must check to see if an information disclosure statement (IDS) complies with:

(A) All the time-related requirements of 37 CFR 1.97, which are based on the time of the filing of the IDS. See MPEP ? 609.04(b) for more information.

<u>Time when IDS is filed</u>	<u>37 CFR 1.97 Requirements</u>
(1)(a) for national applications (not including CPAs), within 3 months of filing or before first Office action on the merits, whichever is later; (b) for national stage applications, within 3 months of entry into national stage or before first Office action on the merits, whichever is later; (c) for RCEs and CPAs before the first Office action on the merits.	None
(2) After (1) but before final action, notice of allowance, or <i>Quayle</i> action	1.97(e) statement or 1.17(p) fee.
(3) After (2) and before (or with) payment of issue fee.	1.97(e) statement, and 1.17(p) fee.
(4) After payment of issue fee.	IDS will not be considered.

(B) All content requirements of 37 CFR 1.98. See MPEP ? 609.04(a) for more information.

(1) Requirements for the IDS listing:

(a) A separate section for citations of U.S. patents and U.S. patent application publications;

(b) The application number of the application in which the IDS is being submitted on each page of the listing, if known;

(c) A column that provides a blank space next to each citation for the examiner's initials when the examiner considers the cited document; and

(d) A heading on the listing that clearly indicates that the list is an Information Disclosure Statement;

(e) Proper identification of all cited references:

(i) U.S. patents cited by patent number, issue date and inventor(s);

(ii) U.S. patent application publications cited by publication number, publication date and inventor(s);

(iii) Pending U.S. applications cited by application number, filing date and inventor(s);

(iv) Foreign patent documents cited by document number (including kind code), country and publication or issue date; and

(v) Non-patent literature cited by publisher, author (if any), title, relevant pages, and date and place of publication.

(2) The requirement of copies for:

(a) Each cited foreign patent document;

(b) Each cited non-patent literature publication, or the portion therein which caused it to be listed;

(c) Each cited U.S. pending application that is not stored in IFW;

(d) All information cited (e.g., an affidavit or Office action), other than the specification, including claims and drawings, of a pending U.S. application; and

(e) All other cited information or the portion which caused it to be listed.

(3) For non-English documents that are cited, the following must be provided:

(a) A concise explanation of the relevance, as it is presently understood by the individual designated in 37 CFR 1.56(c) most knowledgeable about the content of the information, unless a complete translation is provided; and/or

(b) A written English language translation of a non-English language document, or portion thereof, if it is within the possession, custody or control of, or is readily available to any individual designated in 37 CFR 1.56(c).